

Exhibit D

Case No. DV93-00466

Department No. 2

FILED

93 APR 16 P4:17

JUDICIAL CLERK

BY L. Davis

IN THE FAMILY DIVISION DEPUTY

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

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DAVID M. NASEMAN,

Plaintiff,

vs. ANSWER AND COUNTERCLAIM

TOEHL HARDING,

Defendant.

COMES NOW, Defendant, TOEHL HARDING, by and through her undersigned counsel, and by way of answer to the Plaintiff's Complaint for Divorce on file herein admits, denies and affirmatively alleges as follows:

1. In answer to paragraphs I, II, III and IV of Plaintiff's Complaint, Defendant admits each and every allegation contained therein.

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A Professional Corporation
243 South Sierra Street
Reno, Nevada 89501-1884
(702) 785-5030

COUNTERCLAIM

COMES NOW, Defendant/Counterclaimant, TOEHL HARDING, and complains of Plaintiff/Counterdefendant, DAVID M. NASEMAN, as follows:

I.

That Defendant/Counterclaimant and Plaintiff/Counterdefendant were married in the Town of Lenox, Commonwealth of Massachusetts on the 19th day of October, 1982 and have been and now are husband and wife.

II.

That there are no minor children born issue of said marriage.

III.

That there are marital assets and marital liabilities to be adjudicated by this Court. The marital assets and liabilities should be equitably distributed between the Defendant/Counterclaimant and the Plaintiff/Counterdefendant.

IV.

That there is separate property and assets of the Defendant/Counterclaimant which should be confirmed to her as her sole and separate property of which the Plaintiff/Counterdefendant has no interest.

V.

That the Defendant/Counterclaimant should be awarded spousal support in an amount and for a term to be determined at trial.

VI.

The Defendant/Counterclaimant has been required to

1 retain the services of an attorney to bring this action and
2 should be awarded attorney's fees and costs.

3 VII.

4 That Defendant/Counterclaimant and
5 Plaintiff/Counterdefendant have conflicts in personalities and
6 dispositions so deep as to be irreconcilable, which render it
7 impossible for the parties to continue a normal marital
8 relationship with each other and as a result incompatibility
9 exists of such character as to destroy the legitimate objects of
10 matrimony and to render it impossible for
11 Defendant/Counterclaimant and Plaintiff/Counterdefendant to live
12 together as husband and wife.

13 WHEREFORE, Defendant/Counterclaimant, TOEHL HARDING
14 prays for relief and judgment as follows:

- 15 1. That Plaintiff/Counterdefendant take nothing by
16 reason of his complaint therefor;
17 2. That the marriage be dissolved and a Decree of
18 Divorce be granted to the Defendant/Counterclaimant;
19 3. That Defendant/Counterclaimant be awarded alimony.
20 4. That Defendant/Counterclaimant be awarded her
21 attorney's fees and cost incurred; and,

22 ///

23 ///

1 5. For such other and further relief as to the Court
2 may seem just and proper in the premises.

3 DATED this 16th day of April, 1993.

4 LAW OFFICES OF LOGAR • CAMPBELL
5 a Professional Corporation
6 Attorneys for Defendant
7 243 South Sierra Street
8 Reno, Nevada 89501

9 By Cassandra Campbell
10 CASSANDRA CAMPBELL, ESQ.
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1 Case No. DV93-00466

2 Department No. 2

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7 IN THE FAMILY DIVISION
8 OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
9 IN AND FOR THE COUNTY OF WASHOE

10 DAVID M. NASEMAN,

11 Plaintiff,

12 vs.

13 TOEHL HARDING,

14 Defendant.

**AFFIDAVIT OF COUNSEL IN LIEU
OF VERIFICATION OF
DEFENDANT/COUNTERCLAIMANT**

15 STATE OF NEVADA)

: ss

16 COUNTY OF WASHOE)

17 CASSANDRA CAMPBELL, being first duly sworn at law and under
18 penalty of perjury does make this statement to the Court as
19 follows:

20 1. I am the attorney of record for Defendant, TOEHL HARDING,
21 and make the Affidavit in Support of ANSWER AND COUNTERCLAIM.

22 2. Pursuant to N.R.S. 15.010, I am the attorney for
23 Defendant, TOEHL HARDING and declare that TOEHL HARDING is out of
24 the State of Nevada and unavailable to sign her verification for
25 the aforesaid ANSWER AND COUNTERCLAIM, but represent that all
26 allegations in the ANSWER AND COUNTERCLAIM in fact come from the
27 Defendant. I have prepared this Affidavit as TOEHL HARDING is out
28 of state and unavailable to sign.

3. Said Affidavit is herein incorporated by reference into

1 said ANSWER AND COUNTERCLAIM.

2 4. I declare under the laws of the State of Nevada and under
3 penalty of perjury that the foregoing is true and correct.
4

5 Cassandra Campbell
6 CASSANDRA CAMPBELL, ESQ.

7 SUBSCRIBED and SWORN to before
8 me under penalty of perjury
9 this 16th day of April, 1993.

10 Kathleen Eyraud
11 NOTARY PUBLIC



LUCAS * CAMPBELL
A Professional Corporation
243 South Sierra Street
Reno, Nevada 89501-1884
(702) 786-5040

CERTIFICATE OF SERVICE BY MAIL

Pursuant to NRCP 5(b), I certify that I am an employee of the
LAW OFFICES OF LOGAR • CAMPBELL, a Professional Corporation, and
that on the 16th day of April, 1993, I deposited for mailing, at
Reno, Nevada, with first class postage prepaid thereon, a true and
correct copy of the foregoing document:

ANSWER AND COUNTERCLAIM

addressed to: Gary Silverman, Esq.
290 South Arlington Ave.
Reno, NV 89501


SUSAN STRAWSER

Case No. DV93-00466

Department No. 2

'93 APR 20 P4 10

IN THE FAMILY DIVISION

OF THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

IN AND FOR THE COUNTY OF WASHOE

DAVID M. NASEMAN,

Plaintiff,

vs.

VERIFICATION TO ANSWER AND
COUNTERCLAIM

TOEHL HARDING,

Defendant.

Attached as Exhibit "A" is Verification to Answer and
Counterclaim filed April 16, 1993.

///

APR-20-1993 11:04 FROM ANNEX WSG LEGAL DEPT. TO 7027867544 P.02
 APR-19-93 TUE 13:49 RONALD J. LOGAR P.02

STATE OF NEVADA)
) ss.
 COUNTY OF WASHOE)

TOEHL HARDING, being first duly sworn, upon oath
 deposes and says:

That I am the Defendant/Counterclaimant in the above-
 entitled action; that I have read the above and foregoing ANSWER
 AND COUNTERCLAIM and know the contents thereof, that the same is
 true and correct to the best of my knowledge, except for those
 matters therein stated upon information and belief and as to
 those matters, I believe them to be true.

Toehe Harding
 TOEHL HARDING

SUBSCRIBED and SWORN to before me
 this 20th day of April, 1993.

Jeanette M. Sullivan
 NOTARY PUBLIC

JEANETTE M. SULLIVAN
 Notary Public, State of New York
 No. 4802513
 Qualified in Rockland County
 Commission Expires April 20, 1995

EXHIBIT "A"

LOAN - CAMPBELL
 A Professional Corporation
 243 South Main Street
 Reno, Nevada 89501-1804
 (702) 786-5046

1 Case No.

2 Department No.

3 93 APR 21 P1:57

4
5 *MP*
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7 **IN THE FAMILY DIVISION**
8 **SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA**
9 **IN AND FOR THE COUNTY OF WASHOE**

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11 **DAVID M. NASEMAN,**

12 Plaintiff,

13 vs.

STIPULATION

14 **TOEHL HARDING,**

15 Defendant.
16 _____/

17 It is hereby stipulated and agreed by and between the parties hereto that

18 1. The issue of the dissolution of the bonds of matrimony are being bifurcated
19 from all other issues herein.

20 2. After a hearing the Court may enter a final decree of divorce between the
21 parties dissolving the bonds of matrimony existing between them and restoring each to the
22 status of unmarried persons, but such decree shall in no way affect the rights of either
23 party in property, alimony, attorneys fees or any other field of controversy.

24 3. This Court shall retain jurisdiction over all other issues, including but not
25 limited to marital property, and upon the execution of a marital settlement agreement by
26 the parties, these proceedings shall be concluded in their entirety by the dismissal of

1 Defendant's Counterclaim.

2 DATED: This 21st day of April, 1993.

3 LOGAR & CAMPBELL
4 243 South Sierra Street
5 Reno, Nevada 89501

SILVERMAN & DECARIA, CHTD.
290 South Arlington Avenue
Reno, Nevada 89501

6 Casey Campbell
7 CASEY CAMPBELL
8 Attorney for Defendant

Gary R. Silverman
GARY R. SILVERMAN
Attorney for Plaintiff

9
10 ORDER

11 For good cause appearing, IT IS SO ORDERED.

12 DATED: This 21st day of April, 1993.

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15 Charles M. McGowan
16 DISTRICT JUDGE
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Case No. DV93-00466

Department No. 2

93 APR 21 P1 59

ms

IN THE FAMILY DIVISION
SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

DAVID M. NASEMAN,

Plaintiff

VS.

DECREE OF DIVORCE

TOEHL HARDING

Defendant

The verified Complaint for Divorce and proof of service of same being filed with this Court and an Answer being filed herein which admits all allegations therein and the other evidence having been presented in support of the allegations of Plaintiff's Complaint and this cause being thereupon submitted to this Court for decision after a hearing at which counsel for the parties was present and the Court being satisfied that the requirements of the law have been met.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. That whereby Plaintiff is now and has been a resident of the State of Nevada for at least six weeks prior to the filing of the Complaint and this Court having jurisdiction over the parties by reason of said residence and Defendant's appearance herein, Plaintiff is hereby granted an absolute Decree of Divorce, forever dissolving the bonds of matrimony now and heretofore existing between him and the Defendant, and restoring

each of them to the status of a single, unmarried person.

2 That this Court shall retain jurisdiction over all other issues, including but
not limited to marital property, and upon execution of a marital settlement agreement by
the parties, these proceedings shall be concluded in their entirety on dismissal of
Defendant's Counterclaim.

DATED this 21 day of April, 1993.

Charles M. McLean
DISTRICT JUDGE

DOCKET
4-21-93

DATE

INITIALS

JB

Emilia Decaria, Chd
v. J. South Arlington Avenue
Nevada 89501

DRB- 6466

Department No.

'93 APR 22 P12:24

21-5P1
Bentley
21-5P1

IN THE FAMILY DIVISION
SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

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DAVID M. NASEMAN

Plaintiff

NOTICE OF ENTRY OF DECREE

TOEHL HARDING

Defendant

PLEASE TAKE NOTICE that this Court entered a Decree of Divorce in this action on the 21st day of April, 1993, a true and correct copy of which is attached.

DATED: This 21 day of April, 1993

SILVERMAN & DECARIA, CHD
290 South Arlington Avenue
Reno, Nevada 89501

GARY R. SILVERMAN
Attorney for Plaintiff

CERTIFICATE OF MAILING

I hereby certify that I am an employee of Silverman & Decaria, Chtd., and on the 22 day of April, 1993, I deposited for mailing at Reno, Nevada, a copy of the foregoing Notice of Entry of Decree addressed to the following counsel of record at her last known business address as follows:

Cassandra D. Campbell, Esq.
Logar & Campbell
243 South Sierra Street
Reno, Nevada 89501

Pamela B. Thomas

Case No.

Department No.

'93 APR 21 P1:59

M. Lopez

By

IN THE FAMILY DIVISION
SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

DAVID M. NASEMAN,

Plaintiff,

vs.

DECREE OF DIVORCE

TOEHL HARDING,

Defendant.

The verified Complaint for Divorce and proof of service of same being filed with this Court and an Answer being filed herein which admits all allegations therein, and the other evidence having been presented in support of the allegations of Plaintiff's Complaint, and this cause being thereupon submitted to this Court for decision after a hearing at which counsel for the parties was present, and the Court being satisfied that the requirements of the law have been met;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. That whereby Plaintiff is now and has been a resident of the State of Nevada for at least six weeks prior to the filing of the Complaint and this Court having jurisdiction over the parties by reason of said residence and Defendant's appearance herein, Plaintiff is hereby granted an absolute Decree of Divorce, forever dissolving the bonds of matrimony now and heretofore existing between him and the Defendant, and restoring

James D. ...

South Virginia Avenue
Nevada, 89404

2-22-2008

1 each of them to the status of a single, unmarried person.

2 2. That this Court shall retain jurisdiction over all other issues, including but
3 not limited to marital property, and upon execution of a marital settlement agreement by
4 the parties, these proceedings shall be concluded in their entirety on dismissal of
5 Defendant's Counterclaim.
6

7 DATED: this 21 day of April, 1993.
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10 Charles M. McGee
11 DISTRICT JUDGE
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CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original on file and of record in my office.

DATE APR 21 1993
JUDITH S. BAKER, Clerk of the Second Judicial
District Court, and for the County of
Washoe, State of Nevada

By [Signature] Deputy

Case No.

Department No.

FILED

'93 MAY -6 11:55
M. Lopez

JUDI BAILEY, CLERK

BY _____
DEPUTY

IN THE FAMILY DIVISION
SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA
IN AND FOR THE COUNTY OF WASHOE

+ + + + +

DAVID M. NASEMAN,

Plaintiff,

vs.

DISMISSAL WITH PREJUDICE

TOEHL HARDING,

Defendant.

Comes now Defendant/Counterclaimant, by and through her counsel, and dismisses
her Counterclaim filed in this matter on April 16, 1993 with prejudice.

DATED: This 6th day of ^{May}~~April~~, 1993.

LOGAR & CAMPBELL
243 South Sierra Street
Reno, Nevada 89501

Cassandra Campbell
CASANDRA CAMPBELL
Attorney for Defendant